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**See The American Inventors Protection Act of 1999 (AIPA)**

*Application Number:* 10/003,916  
*Filing Date:* 11/02/2001  
*First Named Inventor:* Hiroyuki Ito  
*Group Art Unit:* 1751  
*Examiner Name:* K.M. Vijayakumar  
*Attorney Docket Number:* 0001460/3076USU  
*CUSTOMER NO.:* 27623

ACE/1757  
Fus

**Note:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114
- a. xxxx Previously submitted
- i. xxxx Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on October 8, 2004 (any unentered amendment(s) referred to above will be entered).
- ii. \_\_\_\_\_ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. \_\_\_\_\_ Other \_\_\_\_\_
- b. \_\_\_\_\_ Enclosed
- i. \_\_\_\_\_ Amendment/Reply
- ii. \_\_\_\_\_ Affidavit(s)/Declaration(s)
- iii. \_\_\_\_\_ Information Disclosure Statement (IDS) and PTO-1449
- iv. \_\_\_\_\_ Other \_\_\_\_\_
2. Miscellaneous
- a. \_\_\_\_\_ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
- b. \_\_\_\_\_ Other \_\_\_\_\_
3. Fees The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.
- a. xxxx The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. **01-0467**.
- i. xxxx RCE fee (\$395.00) required under 37 C.F.R. §1.17(e)
- ii. \_\_\_\_\_ Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. xxxx Other Small Entity (The undersigned attorney has verified that the application is entitled to a Small Entity Status)
- b. xxxx Check in the amount of \$395.00 enclosed
- c. \_\_\_\_\_ Payment by credit card (Form PTO-2038 enclosed)

Date of Signature

395.00 OP

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**CERTIFICATE OF MAILING**  
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:  
Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **November 10, 2004.**

SIGNATURE Lesley-Jean Hill

November 10, 2004  
DATE